

Rule Title/Name: Reclassification of Major Sources as Area Sources Under Section 112 of the CAA

Rulemaking Stage: Proposed Rulemaking

Next ADP Milestone: None – Tier 3

Action Requested: Signature on Memo to Regions providing guidance on how to refer to the 2018 Wehrum Memo in Applicability Determinations (ADs).

Summary of the Issues Important to OECA: Consistency in AD language.

Key Points of AA Briefing History and Status of OECA's Concerns: OAQPS has drafted guidance on how writers of ADs should refer to the 2018 Wehrum Memo in any formal Agency responses. Because OECA and the Regional Administrators generally have delegation for issuing ADs, OAQPS asked OECA to issue the memo. OGC and OCE/OC have also provided edits/comments on the text of the memo.

OAQPS is aware of some Regions already receiving requests related to the 2018 Wehrum Memo, so they have asked for issuance of the guidance as soon as possible.

Environmental Problem Being Addressed by the Rule and How: N/A

Rule Effectiveness Concepts Being Considered: None at this time.

Size of Regulated "Universe": Unknown, OAQPS working on an estimate of how many facilities may be interested/able to reclassify.

OECA Workgroup Member: Sara Ayres, OC, Teresa Dykes, OCE

Tier 3, SAN: 4908